

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

Bail Appl..No. 2301 of 2007()

CRMP.1252/2007 of DISTRICT COURT, PALAKKAD

.....
(CRIME NO.136/2007 OF ALATHUR POLICE STATION)

.....

PETITIONER/ACCUSED NO.1:

T.K.VISWANATHAN, S/O KRISHNA MENON,
'SREEVAIKUNDAM', THARUR P.O., ALATHUR TALUK,
PALAKKAD DIST.

BY ADV. SRI.ROY CHACKO
SRI.K.LAKSHMINARAYANAN

RESPONDENTS/STATE & COMPLAINANT:

1. STATE REPRESENTED BY SUB INSPECTOR OF
POLICE, POLICE STATION, ALATHUR.
2. STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 13/04/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

.....
B.A. No. 2301 OF 2007
.....

Dated this the 13th day of April, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C. the petitioner, who is the first accused in Crime No.136/07 of Alathur Police Station for an offence punishable under Sec.9B(2) of the Explosives Act, 1884, seeks anticipatory bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. The petitioner is stated to be the President of the temple committee responsible for the fireworks carried out in connection with the festival of the temple at Tharur. No untoward incidence or mishap had taken place in the fireworks. Under these circumstances, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

- a. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.
- b. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.
- c. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.
- d. Petitioner shall not commit any offence while on bail.
- e. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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